



## **ENVIRONMENTAL PROTECTION AGENCY**

**[EPA-HQ-OAR-2018-0663; FRL-9990-75-OMS]**

### **Information Collection Request Submitted to OMB for Review and Approval; Comment Request; Performance-Based Measurement System for Fuels (Renewal)**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** The Environmental Protection Agency (EPA) has submitted an information collection request (ICR), Performance-Based Measurement System for Fuels (EPA ICR Number 2459.03, OMB Control Number 2060-0692) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act. This is a proposed extension of the ICR, which is currently approved through May 31, 2019. Public comments were previously requested via the *Federal Register* on November 5, 2018 during a 60-day comment period. This notice allows for an additional 30 days for public comments. A fuller description of the ICR is given below, including its estimated burden and cost to the public. An agency may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number.

**DATES:** Comments must be submitted on or before **[INSERT DATE 30 DAYS AFTER PUBLICATION IN THE *FEDERAL REGISTER*]**.

**ADDRESSES:** Submit your comments, referencing Docket ID No. EPA-HQ-OAR-2018-0663, to (1) EPA online using [www.regulations.gov](http://www.regulations.gov) (our preferred method), by email to [a-and-r-docket@epa.gov](mailto:a-and-r-docket@epa.gov), or by mail to: EPA Docket Center, Environmental Protection Agency, Mail Code 28221T, 1200 Pennsylvania Ave., NW, Washington, DC 20460, and (2) OMB via email to

oria\_submission@omb.eop.gov. Address comments to OMB Desk Officer for EPA.

EPA's policy is that all comments received will be included in the public docket without change including any personal information provided, unless the comment includes profanity, threats, information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

**FOR FURTHER INFORMATION CONTACT:** James W. Caldwell, Compliance Division, Office of Transportation and Air Quality, 6405A, Environmental Protection Agency, 1200 Pennsylvania Ave., NW, Washington, DC 20460; telephone number: 202-343-9303; fax number: 202-343-2802; email address: caldwell.jim@epa.gov.

**SUPPLEMENTARY INFORMATION:** Supporting documents, which explain in detail the information that the EPA will be collecting, are available in the public docket for this ICR. The docket can be viewed online at [www.regulations.gov](http://www.regulations.gov) or in person at the EPA Docket Center, WJC West, Room 3334, 1301 Constitution Ave., NW, Washington, DC. The telephone number for the Docket Center is 202-566-1744. For additional information about EPA's public docket, visit <http://www.epa.gov/dockets>.

*Abstract:* EPA regulations at 40 CFR part 80 set standards for certain parameters of gasoline and diesel fuel, such as sulfur content, to control harmful vehicle emissions and protect emission controls. Refiners and importers are required to test for these parameters and report the results to EPA. The regulations at 40 CFR part 80.47, 80.584, and 80.585 (1) identify acceptable test methods for some of the regulated parameters, (2) specify criteria for precision, accuracy, and quality control for the test methods used to measure the regulated parameters (certain test methods in use prior to October 28, 2013 are exempt from some of the criteria), and (3) establish procedures by which a test laboratory can demonstrate that an alternative test method meets the criteria and is thus "qualified" for use. This program for the qualification of test methods is

known as the Performance-Based Measurement System (PBMS). Test laboratories are required to generate certain records to demonstrate compliance with PBMS program requirements. This ICR covers the recordkeeping and reporting requirements for PBMS records. There are no required forms. Example formats for certain records are at: <https://www.epa.gov/fuels-registration-reporting-and-compliance-help/compliance-performance-based-measurement-system>.

*Form Numbers:* None.

*Respondents/affected entities:* Laboratories that test gasoline and diesel fuel.

*Respondent's obligation to respond:* Mandatory.

*Estimated number of respondents:* 1,015 (total).

*Frequency of response:* On occasion, periodically (varies with test method).

*Total estimated burden:* 26,696 hours (per year). Burden is defined at 5 CFR 1320.03(b).

*Total estimated cost:* \$2,460,454 (per year), includes \$0 annualized capital or operation & maintenance costs.

*Changes in Estimates:* There is an increase of 17,198 hours in the total estimated respondent burden compared with the ICR currently approved by OMB. This increase is due to an incorrect estimate of 52 laboratories for the current approval while the actual number should have been near 1,000.

**Courtney Kerwin,**

*Director,*

*Regulatory Support Division.*

[FR Doc. 2019-10706 Filed: 5/21/2019 8:45 am; Publication Date: 5/22/2019]